

CWISA and DWTSA Program Waivers

Background

Interagency Agreement Policy 08-02 limits the project and budget periods of an IA, including all amendments, to seven years. The Office of Wastewater Management and Office of Ground Water and Drinking Water requested a class waiver from this limit for all interagency agreements and grants awarded prior to February 29, 2008. This class waiver request was approved on July 21, 2008. Interagency Agreements awarded after February 29, 2008 need individual waivers for extensions beyond seven years.

We are now working to close many of the IAs that were covered by the class waiver. We also have some IAs that were awarded just after coverage from the class waiver expired (2008-2010) and may now need individual waivers.

Working with IHS and the IA Shared Service Center (IASSC), we have drafted criteria for determining which IAs should be closed without an extension, and which IAs should be proposed for waivers.

Criteria for Waiver Requests

- Planning has been completed and design has been, or soon will be, completed.
- Project is ready to proceed with construction and will be completed with 1-2 years.
- Waiver requests will not be submitted for IAs that have already expired.

Waiver Requests to be Submitted	IAs to Close Without Waivers
<u>DW-75-95787101</u> PH IA that expires on 09/30/2017. Kykotsmovi Sewer project will be fully designed and ready to advertise and receive bids in July 2017. Construction will be completed by early 2018. Request to extend to 09/30/2018.	<u>DW-75-95786001</u> NA IA that expires on 9/29/2017. All projects, except one, will be completed before the expiration date. The remaining project is not yet under construction. Funding can be de-obligated, and potentially re-awarded through another IA.
<u>DW-75-95766301</u> PH IA that expired on 07/08/2016. Cedar Creek Tank project is fully designed and ready to advertise and receive bids. Construction will be completed by late 2017. Request to extend to 07/08/2018.	<u>DW-75-95788901</u> TU TBI IA that expires on 09/30/2017. Two projects have been completed and one will not be completed before the expiration date. Bid package is not yet complete and IHS has tentatively agreed that funding can be de-obligated and re-awarded in a new IA to fully complete construction (approximately 3 years).
	<u>HAMP Project</u>

Next Steps

We do not expect to have many waiver requests in the future since we have taken the following steps to prevent construction projects from exceeding the seven-year limit:

- IA expiration dates are being closely monitored.
- Construction projects will only be awarded funding after they have been fully scoped and planned, including completion of a Preliminary Engineering Report (PER).
- IAs will no longer be amended to add new projects.